

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.10931 of 2008
MOHAN YADAV & ANR
Versus
THE STATE OF BIHAR

2 16.05.2008 Heard both sides.

Two petitioners are before this Court seeking protection under section 438 of the Code of Criminal Procedure in connection with a case lodged under sections 302/34 of I.P.C.

From perusal of the F.I.R, it indicates that so far as petitioner no. 1 is concerned, there is no allegation whatsoever.

In the facts and circumstances of the case, the prayer of anticipatory bail of petitioner no. 1 is allowed. In the event of arrest or surrender in the Court below within a period of four weeks, petitioner no. 1 Mohan Yadav will be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Gaya, in connection with Bodh Gaya P.S. case no. 102/2004 subject to the condition laid down under section 438(2) of the Code of Criminal Procedure.

So far as prayer of petitioner no. 2 is concerned, the same stands rejected.

pkj

(Kishore K. Mandal, J)